

1 the Regional Transportation Planning Agency (RTPA); and

2
3 **WHEREAS**, pursuant to the FEDERAL TRANSPORTATION ACT, and any
4 regulations promulgated thereunder, eligible project sponsors wishing to receive federal or state
5 funds for a regionally-significant project shall submit an application first with the appropriate
6 MPO, or RTPA, as applicable, for review and inclusion in the federal Transportation
7 Improvement Program (TIP); and

8
9 **WHEREAS**, MTC is the MPO and RTPA for the nine counties of the San Francisco
10 Bay region; and

11 **WHEREAS**, MTC has adopted a Regional Project Funding Delivery Policy (MTC
12 Resolution No. 3606, revised) that sets out procedures governing the application and use of
13 REGIONAL DISCRETIONARY FUNDING; and

14
15 **WHEREAS**, APPLICANT is an eligible sponsor for REGIONAL DISCRETIONARY
16 FUNDING; and

17
18 **WHEREAS**, as part of the application for REGIONAL DISCRETIONARY FUNDING,
19 MTC requires a resolution adopted by the responsible implementing agency stating the
20 following:

- 21 • the commitment of any required matching funds; and
- 22 • that the sponsor understands that the REGIONAL DISCRETIONARY FUNDING is
23 fixed at the programmed amount, and therefore any cost increase cannot be expected
24 to be funded with additional REGIONAL DISCRETIONARY FUNDING; and
- 25 • that the PROJECT will comply with the procedures, delivery milestones and funding
26 deadlines specified in the Regional Project Funding Delivery Policy (MTC
27 Resolution No. 3606, revised); and
- 28 • the assurance of the sponsor to complete the PROJECT as described in the
29 application, subject to environmental clearance, and if approved, as included in
MTC's federal Transportation Improvement Program (TIP); and
- that the PROJECT will have adequate staffing resources to deliver and complete the
PROJECT within the schedule submitted with the project application; and
- that the PROJECT will comply with all project-specific requirements as set forth in
the PROGRAM; and
- that APPLICANT has assigned, and will maintain a single point of contact for all
FHWA- and CTC-funded transportation projects to coordinate within the agency and

1 with the respective Congestion Management Agency (CMA), MTC, Caltrans,
2 FHWA, and CTC on all communications, inquires or issues that may arise during the
3 federal programming and delivery process for all FHWA- and CTC-funded
4 transportation and transit projects implemented by APPLICANT; and

- 5 • in the case of a transit project, the PROJECT will comply with MTC Resolution No.
6 3866, revised, which sets forth the requirements of MTC's Transit Coordination
7 Implementation Plan to more efficiently deliver transit projects in the region; and
- 8 • in the case of a highway project, the PROJECT will comply with MTC Resolution
9 No. 4104, which sets forth MTC's Traffic Operations System (TOS) Policy to install
10 and activate TOS elements on new major freeway projects; and
- 11 • in the case of an RTIP project, state law requires PROJECT be included in a local
12 congestion management plan, or be consistent with the capital improvement program
13 adopted pursuant to MTC's funding agreement with the countywide transportation
14 agency; and

15 **WHEREAS**, that APPLICANT is authorized to submit an application for REGIONAL
16 DISCRETIONARY FUNDING for the PROJECT; and

17 **WHEREAS**, there is no legal impediment to APPLICANT making applications for the
18 funds; and

19 **WHEREAS**, there is no pending or threatened litigation that might in any way adversely
20 affect the proposed PROJECT, or the ability of APPLICANT to deliver such PROJECT; and

21 **WHEREAS**, APPLICANT authorizes its Executive Director, General Manager, or
22 designee to execute and file an application with MTC for REGIONAL DISCRETIONARY
23 FUNDING for the PROJECT as referenced in this resolution; and

24 **WHEREAS**, MTC requires that a copy of this resolution be transmitted to the MTC in
25 conjunction with the filing of the application.

26 **NOW, THEREFORE, BE IT RESOLVED** that the APPLICANT is authorized to
27 execute and file an application for funding for the PROJECT for REGIONAL
28 DISCRETIONARY FUNDING under the FEDERAL TRANSPORTATION ACT or continued
29 funding; and be it further

1 **RESOLVED** that, APPLICANT will provide any required matching funds; and be it
2 further

3
4 **RESOLVED** that, APPLICANT understands that the REGIONAL DISCRETIONARY
5 FUNDING for the project is fixed at the MTC approved programmed amount, and that any cost
6 increases must be funded by the APPLICANT from other funds, and that APPLICANT does not
7 expect any cost increases to be funded with additional REGIONAL DISCRETIONARY
8 FUNDING; and be it further

9
10 **RESOLVED** that, APPLICANT understands the funding deadlines associated with these
11 funds and will comply with the provisions and requirements of the Regional Project Funding
12 Delivery Policy (MTC Resolution No. 3606, revised) and APPLICANT has, and will retain the
13 expertise, knowledge and resources necessary to deliver federally-funded transportation and
14 transit projects, and has assigned, and will maintain a single point of contact for all FHWA- and
15 CTC-funded transportation projects to coordinate within the agency and with the respective
16 Congestion Management Agency (CMA), MTC, Caltrans, FHWA, and CTC on all
17 communications, inquires or issues that may arise during the federal programming and delivery
18 process for all FHWA- and CTC-funded transportation and transit projects implemented by
19 APPLICANT; and be it further

20
21 **RESOLVED** that, PROJECT will be implemented as described in the complete
22 application and in this resolution, subject to environmental clearance, and, if approved, for the
23 amount approved by MTC and programmed in the federal TIP; and be it further

24
25 **RESOLVED** that, APPLICANT has reviewed the PROJECT and has adequate staffing
26 resources to deliver and complete the PROJECT within the schedule submitted with the project
27 application; and be it further

28
29 **RESOLVED** that, PROJECT will comply with the requirements as set forth in MTC

1 programming guidelines and project selection procedures for the PROGRAM; and be it further

2
3 **RESOLVED** that, in the case of a transit project, APPLICANT agrees to comply with
4 the requirements of MTC's Transit Coordination Implementation Plan as set forth in MTC
5 Resolution No. 3866, revised; and be it further

6
7 **RESOLVED** that, in the case of a highway project, APPLICANT agrees to comply with
8 the requirements of MTC's Traffic Operations System (TOS) Policy as set forth in MTC
9 Resolution No. 4104; and be it further

10
11 **RESOLVED** that, in the case of an RTIP project, PROJECT is included in a local
12 congestion management plan, or is consistent with the capital improvement program adopted
13 pursuant to MTC's funding agreement with the countywide transportation agency; and be it
14 further

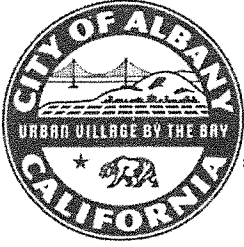
15
16 **RESOLVED** that, APPLICANT is an eligible sponsor of REGIONAL
17 DISCRETIONARY FUNDING funded projects; and be it further

18
19 **RESOLVED** that, APPLICANT is authorized to submit an application for REGIONAL
20 DISCRETIONARY FUNDING for the PROJECT; and be it further

21
22 **RESOLVED** that, there is no legal impediment to APPLICANT making applications for
23 the funds; and be it further

24
25 **RESOLVED** that, there is no pending or threatened litigation that might in any way
26 adversely affect the proposed PROJECT, or the ability of APPLICANT to deliver such
27 PROJECT; and be it further

28
29



City of Albany

1000 San Pablo Avenue • Albany, California 94706
(510) 528-5710 • www.albanyca.org

RESOLUTION NO. 2017-52

PASSED AND APPROVED BY THE COUNCIL OF THE CITY OF ALBANY,

The 19th day of June, 2017, by the following votes:

AYES: Council Members Barnes, Maass, Nason, and Mayor McQuaid

NOES: none

ABSENT: Council Member Pilch

ABSTAINED: none

RECUSED: none

WITNESS MY HAND AND THE SEAL OF THE CITY OF ALBANY, this

20th day of June, 2017.

Eileen Harrington

Eileen Harrington
DEPUTY CITY CLERK